

SENATOR VENDITTE: So in essence the city of Omaha...

SENATOR BARNETT: Let me get the section that we can refer to. Would you give me just a second? This is the same one we used in the nuisance situation when I was in the Fire Marshall's office. You can under Section 28-1016, they might be in violation of this criminal statute. Section 28-1016 which is the state nuisance law today and that is used for a lot of things. When county attorneys or prosecuting attorneys cannot figure out any other part of a law, I know personally from the use of that law that they very well could be looked at under that section.

SENATOR VENDITTE: Thank you, Senator Barnett. That is all, Mr. President.

PRESIDENT: Senator Fowler, would you like to close debate?

SENATOR FOWLER: I'd take up the two amendments Senator Barnett, I think, has up there. The...

CLERK: Mr. President, there are some amendments offered on the bill. The first one is offered by Senator Bereuter. It's found on page 1044 of the Legislative Journal.

PRESIDENT: Chair recognizes Senator Bereuter.

SENATOR BEREUTER: Mr. President, members of the Legislature. I do present an amendment for your consideration. As the Clerk mentioned, it's on 1044. It was offered some time ago and I would appreciate it if you would open your blue books, Legislative Journal, page 1044. The purpose of this amendment is to appoint a committee which would operate after the passage of this bill until December 1 of 1977 at which time, they would come back to this Legislature in January with recommendations to eliminate ambiguities, inconsistencies, errors, or other defects in the criminal code bills that we are expected to enact this session. It is in effect then an attempt to heal any problems. I think most of you would agree there will be some problems. It's a seven member body, six of whom would be appointed by the Governor from the category set forth, a district judge, a county judge, a county attorney, a public defender, an attorney, the Revisor of Statutes, and then a designee of the Attorney General who of course would be appointed by the Attorney General as the praise indicates. These members would receive expenses during this period of time. They would be authorized to hire a council and other necessary staff. I think the amendment is necessary to alleviate some problems we are undoubtedly creating in such a complicated undertaking, an undertaking we are trying to do here on the floor in a setting which is not always conducive to the best considerations we might be able to give to the legislation. I have a tentative estimate of the cost from the fiscal staff. An A bill, I assume, would be attached if this amendment were approved and the tentative cost would be in the area of \$22 to \$28 thousand dollars. It could be less but I'm certain it would not be more. We tried to be generous in the amount of time we would expect this seven member panel to devote. I suspect it would be less than that but these are the outside figures, \$28,000. I don't have much further to add except to urge your adoption of this amendment. I think we can all sleep a little easier when we go home if we know that we are taking this step to correct some of the ambiguities and errors that were undoubtedly unintentionally created. I move for the adoption of this amendment and will answer questions.